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PTO/SB/21 (02-04) Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE are required to respond to a collection of information unless it displays a valid OMB control number. **Application Number** 10/743,642 Filing Date **December 22, 2003 FORM** First Named Inventor Alexander Mayweg et al. Art Unit (to be used for all correspondence after initial filing) **Examiner Name** Kamal A. Saeed Attorney Docket Number 21554 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Group Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to Group ~ Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final **Provisional Application** Power of Attorney, Revocation Status Letter Change of Correspondence Address Affidavits/declaration(s) Other Enclosure(s) (please Terminal Disclaimer **Extension of Time Request** Identify below): Request for Refund **Express Abandonment Request** CD. Number of CD(s) Information Disclosure Statement Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Brian C. Remy Individual name Signature Date July 21, 2006 **CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Brian C. Remy		
Signature	Boen 1/29	Date	July 21, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application

Confirmation No. 7259

Alexander Mayweg et al.

Group: 1626

Application No. 10/743,642, filed December 22, 2003

Examiner: Kamal A. Saeed

(Case Docket No. 21554)

For: NOVEL CB1 RECEPTOR INVERSE AGONISTS

RESPONSE TO RESTRICTION REQUIREMENT

Nutley, New Jersey 07110 July 21, 2006

Mail Stop: Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the restriction requirement mailed June 29, 2006, the Applicants respectfully request that the following remarks be made of record in the above-identified application. The claims have been divided into five groups as set forth below:

- I. Claims 1-23 and 30-33, drawn to products of the formula (I), classified in class 514, 544, 546 and 548.
- II. Claims 24 and 25, drawn to a first process of preparing compounds of formulaI, classified in various subclasses of classes 544, 546 and 548.
- III. Claims 26 and 27, drawn to a second process of preparing compounds of formula I, classified in various subclasses of classes 544, 546 and 548.

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- IV. Claims 28 and 29, drawn to a third process of preparing compounds of formula I, classified in various subclasses of classes 544. 546 and 548.
- V. Claims 34-38, drawn to methods of use for the compounds of formula (I) classified in various subclasses of class 514.

In the Office Action, the Examiner states that a telephone call was made to request oral election to the restriction requirement but that the call did not result in an election being made. The Applicants respectfully note that an election of Group 1 and the species of Example 68 with traverse was made on February 25, 2005 in a phone call from the PTO to Frank Hoffmann (Reg. No. 26,468). In accordance with the current Examiner's request, the Applicants confirm that they elect Group I and the species of Example 68 with traverse since Groups II, III, and IV (process of making) appear to fall within the same class and subclasses as would be searched for Group I.

No fee is believed to be required in connection with the filing of this response. However, if any fee is deemed necessary, authorization is given to charge the amount of any such fee to Deposit Account No. 08-2525.

Respectfully submitted,

Attorney for Applicant(s)

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